

STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION

Meeting of Panel C
December 12, 2012
9:00 a.m.

James R. Thompson Center
Murdock Room - IDHS
100 W. Randolph Street, Suite 5-300
Chicago, Illinois 60601

MINUTES

Present: Commissioners

Diane M. Viverito, Panel Chair
David J. Walsh
Martin R. Castro

Staff

Donyelle L. Gray
Evelio Mora
Christine Welninski

I. Call to Order.

A meeting of Human Rights Commission Panel C was called to order on December 12, 2012, at 9:00 a.m. by Panel Chair Diane M. Viverito.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

A quorum of the public body was present at the meeting.

II. Consideration of Minutes.

The minutes of the meeting of September 24, 2012, were approved as submitted by staff. Motion made by Commissioner Walsh, seconded by Commissioner Castro. Motion carried 3-0.

III. Contested Matter

Penny Washington v. Dollar General Retail
Charge No.: 2007CA1259 ALS No.: 08-0143

Pending before the Panel were the Complainant's exceptions to the ALJ's

Recommended Order and Decision (“ROD”). The Panel voted to decline review of the ROD and voted to adopt the ROD as the final Order and Decision of the Commission. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

III. Requests for Review

A) Keiya Monticello v. Astor House Apartments

Charge No.: 2011CH0434

ALS No.: 11-0403

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

B) Norma Ballado v. JP Morgan Chase Bank N.A.

Charge No.: 2010CF4123

ALS No.: 11-0406

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

C) James Michael Fields v. ADP, Incorporated

Charge No.: 2010CF0717

ALS No.: 11-0409

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

D) Gail Tanksley v. Alambra Palace

Charge No.: 2009CF1743

ALS No.: 11-0424

The Panel sustained the dismissal in the above-referenced matter for Expiration of Time to File a Complaint with the Commission. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

E) Nanette Connie v. Abraxas Youth & Family Services d/b/a Cornell Interventions, Inc.

Charge No.: 2011CP0661

ALS No.: 11-0425

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

F) Terrance Lockett, Sr. v. Caterpillar

Charge No.: 2010SF3657

ALS No.: 11-0427

The Panel vacated the dismissal in the above-referenced matter and remanded the matter to the Department for further investigation. Motion made by Chairman Castro, seconded by Commissioner Viverito. Motion carried 2 in favor, with one abstention by Commissioner Walsh.

G) Verca Mhoon v. Provident Hospital of Cook County

Charge No.: 2010CF2265

ALS No.: 11-0428

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Viverito, seconded by Commissioner Walsh. Motion carried 3-0.

H) Robert Jakubowski v. SOI Department of Corrections

Charge No.: 2009SF2344

ALS No.: 11-0431

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

I) Penny Washington v. Crete-Monee School District #201-J

Charge No.: 2010CP2078

ALS No.: 11-0432

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

J) Andrea Malter v. Continental Automotive, Inc.

Charge No.: 2010CN2570

ALS No.: 11-0439

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

IV. Motion for Leave to File in Excess of 30 Pages

A) Vincenzo R. Faraone v. Abbott Molecular Lab

Charge No.: 2011CA2539

ALS No.: 12-0637

The paneled voted to grant the Motion. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

B) Roberta Olivares v. RT & T Enterprises

Charge No.: 2012CF1586

ALS No.: 12-0659

The paneled voted to grant the Motion. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

V. Motion for Voluntary Dismissal of a Request for Review

a. Tanya Buchanan v. Keystone Gardens No.2 Condominium Association

Charge No.: 2012CH1737

ALS No.: 12-0373

The paneled voted to grant the Motion. Motion made by Commissioner Viverito, seconded by Chairman Castro. Motion carried 3-0.

VI. Motion to Enforce

a. Tiffani Amerman v. Diss Truckin Inc.

Charge No.: 2007SF1076

ALS No.: S07-799

The paneled voted to grant the Motion. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

VII. Adjournment.

The meeting was adjourned at 10:02 a.m. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray
General Counsel